	Application No.	Applicant(s)
Notice of Allowability	10/797,433	JAMES, THOMAS MICHAEL ST.
	Examiner	Art Unit	
	Suzanne Dino Barrett	3676	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to *interview of 9/1/05*.

2. ☒ The allowed claim(s) is/are *43-53*.

3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a) ☐ All   b) ☐ Some*   c) ☐ None   of the:

        1. ☐ Certified copies of the priority documents have been received.

        2. ☐ Certified copies of the priority documents have been received in Application No. _____ .

        3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

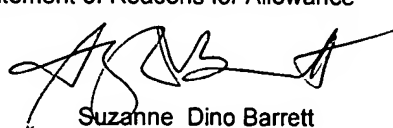   * Certified copies not received: _____ .

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

    (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

        1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____ .

    (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____ .

    Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)

3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____

4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)

6. ☒ Interview Summary (PTO-413), Paper No./Mail Date _____ .

7. ☒ Examiner's Amendment/Comment

8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other _____ .

Suzanne Dino Barrett
Primary Examiner
Art Unit: 3676

EXAMINER'S AMENDMENT

1.   An examiner's amendment to the record appears below. Should the changes

and/or additions be unacceptable to applicant, an amendment may be filed as provided

by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be

submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview

with Michael Zaronias on 9/1/05.

The application has been amended as follows:

Claims 1-7,13-18,23,25-31,36,37,40-42 have been cancelled.

In claim 43, line 5, changed "end" (all three occurrences) to –portion--;

line 6, changed "end defines" (both occurrences) to –portion extends in--.

In claim 44, line 1, changed "end" to –portion--.

In claim 46, line 1, changed "end" to –portion--.

In claim 47, line 4, changed "end" (all three occurrences) to –portion--;

line 5, changed "end defines" (both occurrences) to –portion extends in--.

In claim 48, line 1, changed "end" to –portion--.

In claim 50, line 1, changed "end" to –portion--.

In claim 51, line 4, changed "end" (both occurrences) to –portion--;

line 5, changed "end" (first occurrence) to –portion--;

line 5, changed "end defines" to –portion extends in--;

line 6, changed "end defines" to –portion extends in --.

In claim 52, line 1, changed "end" to –portion.

2.   The following is an examiner's statement of reasons for allowance: The prior art

of record, as set forth in the office action of 6/8/05, fails to teach the embodiment of

Figures 6 and 7, and claims 43-53 as now amended to clearly define the shield

faceplate having an upper portion extending in a first plane and a lower offset portion

extending in a second parallel plane. The Stanich reference previously relied upon for

the offset portion as shown in the Fig. 10 embodiment, does not disclose an offset lower

portion which extends in a second parallel plane. Accordingly, claims 43-53, as

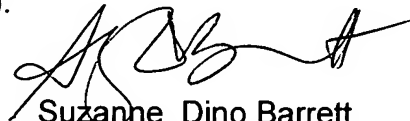amended, define over the prior art of record.

         Any comments considered necessary by applicant must be submitted no later

than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on

Statement of Reasons for Allowance."

         Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Suzanne Dino Barrett whose telephone number is 571-

272-7053. The examiner can normally be reached on M-Th 8:30-7:00.

         If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Brian Glessner can be reached on 571-272-6843. The fax phone number

for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the

Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

Suzanne Dino Barrett
Primary Examiner
Art Unit 3676

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